

NOT FOR PUBLICATION

**UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF NEW JERSEY**

EDWARD MICHAEL DASPIN,

Plaintiff,

v.

SECURITIES AND EXCHANGE
COMMISSION,

Defendant.

Civil Action No. 22-06520 (SDW)(CLW)

WHEREAS OPINION

June 20, 2023

THIS MATTER having come before this Court upon Plaintiff Edward Michael Daspin's ("Plaintiff") Motion to Dismiss his own Complaint against the Securities and Exchange Commission ("SEC" or "Defendant"), (D.E. 16); and

WHEREAS this Court previously dismissed Plaintiff's Complaint on February 15, 2023, afforded Plaintiff an opportunity to amend the Complaint, and noted that the Complaint would be dismissed with prejudice if Plaintiff did not amend within the allotted timeframe, (*See* D.E. 6; D.E. 7; D.E. 14); and

WHEREAS Plaintiff submitted a Motion to Dismiss the Complaint without prejudice, (D.E. 16). The Complaint had already been dismissed by this Court. By submitting the Motion to Dismiss, this Court finds that Plaintiff intends to voluntarily withdraw the Complaint, per Federal Rule of Civil Procedure ("Rule") 41(a); therefore

Plaintiff's Motion is hereby **DENIED** as moot. Plaintiff's Complaint has been effectively withdrawn by Plaintiff, the matter remains dismissed without prejudice, and the matter shall be closed. An appropriate order follows.

/s/ Susan D. Wigenton
United States District Judge

Orig: Clerk
cc: Cathy L. Waldor, U.S.M.J.
Parties